

**CONVICTION
IN MILL CASE.**

Jury Returns a Verdict of
Guilty in Trial of J. B.
Galbreath.

END OF HARD FOUGHT CASE.

Quite Likely That Mr. Gal-
breath Will Appeal
the Case.

The jury in the second trial of John B. Galbreath, charged with illegally receiving a dividend of \$420 on Dec. 1, 1908, when he knew the Acme Mills and Elevator Co., of which he was secretary, to be insolvent, returned a verdict of guilty. The jury, composed of Todd county men, brought in a verdict of two years Tuesday morning. The former trial resulted in a hung jury. It is said ten being for conviction. It was a joint indictment originally, but since the conviction of R. H. DeTreville, the indictment had been resubmitted and a new one was returned at this term of the court. Mr. Galbreath had been under bond during all of the trials and was not taken into actual custody until the case was submitted. A new trial will no doubt be asked for by his attorneys and quite likely an appeal will be taken in the event the motion is overruled.

The verdict of the jury was signed by R. M. Shanklin, as foreman, and the other jurors were J. W. Crawford, B. S. Scott, J. D. Jolly, R. A. Adams, J. M. Tresch, C. F. Wright, W. A. Mobley, W. J. Moore, T. E. Crawford, G. N. T. Latham and G. L. Salmon.

CIVIL CASES.

Things are running along in Judge Hanbery's court smoothly, the cases docketed being disposed of as rapidly as possible. The civil docket has the right of way this week. The most important case yet before the court is that of Volney Gamble's administrator against the L. & N. R. R. Co. and the Mason-Hanger Co. This is a suit for \$10,000 damages for the killing of Gamble by a train of the L. & N. at Crofton. The Mason-Hanger Co. were the contractors for changing the grade and course of the L. & N. The plaintiff takes the ground for action that Gamble was killed by the negligence of both the contractors and the railroad and made both defendants. The plaintiff is represented by Downer & Russell and Hiram Brown. The L. & N. by Judge Joe McCarroll, its local attorney, and C. H. Bush; Mason-Hanger Co. by Gordon, Gordon & Cox, Madisonville. The case was called and trial begun Tuesday morning and the evidence concluded yesterday about noon. The afternoon was consumed by speeches on both sides.

THE CARNIVAL

Beginning Monday, Will Be a
Clean Place For All.

Under the auspices of the Third Infantry Regiment Band the Moss Bros. will hold a carnival all of next week. Mr. Lew Lavelle, the advance agent, has been in the city this week making arrangements for the care of the carnival company, advertising, etc.

The band is back of the company and guarantees that every exhibition is clean and worthy of the patronage of everybody. The shows are given for ladies, children and gentlemen and are all moral and first class attractions. The Mayor and the council have been asked to at any time enter all the places of amusement without notice and see that nothing calculated to affect good morals is put on. This is certainly prima facie evidence that all who want a few hours of recreation and amusement can attend the carnival without in any way compromising themselves. Everybody needs rest and innocent fun. You will find it at the carnival.

MORE BAND CONCERTS

Director Says That They Will
Be Continued.

Mr. Lebkuecher, director of the Third Infantry Band, says that the people have so highly appreciated the series of six open air concerts that they will be continued this month and through part of November, if the weather continues warm. He says his band had just as soon practice before the people as in their room, and as long as the weather permits they will play every Tuesday night at the Metcalfe lot. The crowd out Tuesday night was probably the largest of the six nights of the season.

ELKS HOME

Open To Eastern Star Dele-
gates During Grand Chapter
Meeting.

The Grand Chapter of the Order of Eastern Star will meet in this city Oct. 23 to 25 and about 400 lady delegates from all over the state are expected. At the meeting of the Elks Lodge Tuesday night, the Lodge by a unanimous vote extended the privileges of the club rooms to the visitors during their stay in the city.

Hugged To Death.

Samuel J. Johnson, a Georgia negro preacher, who had been holding meetings, is dead as a result of being hugged to tight, according to a dispatch. The preacher created so much enthusiasm over religion that members of his flock, both males and females, rushed to the pulpit while the services were going on and began to embrace him, shouting and singing as they squeezed, until the minister collapsed and death resulted.

**THE STORY OF
"THE AVALON."**

Showing How a Man Can
Erect His Own Monu-
ment.

HONOR TO WHOM HONOR IS DUE

Help Build Your Town If You
Would Gain Re-
nown.

It matters not where Thomas L. Metcalfe got the name of "The Avalon" for the building now in process of erection. It might have been suggested to him while reading Tennyson, but hardly, for he is always too busy to devote much time to reading. But as he is always on the move he might have stumbled up on Celtic mythology, and after seeing that Avalon was known by some as "the Land of the Blessed," or the "Isle of Souls," he might have concluded that his place of rest for ladies in town shopping could not be better named than by calling it "The Avalon." He might have chosen a word that could be more easily remembered but not a prettier. It is a nice word and has a flavor of romance and a tinge of poetry and slips off the tongue as easily as a jelly-fish out of the hand.

The name is all right and the building will be all right when completed. The work on the building has been going on during the summer, but it will take some time yet to complete it. The lecture room will be a great resort for different kinds of home entertainments, lectures, concerts, receptions, committee meetings, or for any purpose that ladies may choose to use it for, and without price. We know the Hopkinsville people will appreciate the efforts of Mr. Metcalfe in furnishing a place of this kind for the many purposes for which it will be adopted. It is like giving a town a park or a hospital or a library. If Mr. Metcalfe were a wealthy man though, the city might have all those things through his liberality.

The man who is always gathering and never giving is not the happy man. It is he that considers the needs of others and lives for the purpose of helping everybody that he can. Such a man is the one that is building "The Avalon." Whilst he asks no one to "chip in" and help him carry out his project for the benefit of the people, he does ask their support in an indirect way. Why anybody should fail to encourage him in his laudable undertaking we fail to understand. He only asks those who need laundry work to go to him and let him do it. He gives you a ticket calling for a certain amount of work and the amount you pay goes toward paying for the building that he is putting up. It

WARDEN CHILTON

In the City Attending to Com-
missionership Business.

Looking as fresh and clean as a ump speaker going through a campaign, John B. Chilton, the new and efficient warden at the Eddyville penitentiary, was in town Tuesday shaking hands with his many friends. He came up Sunday afternoon to attend to some of the business formerly in his hands as Master Commissioner.

From what Mr. Chilton says there is a general misapprehension as to the changes to be made at the two State prisons. Whilst the Frankfort prison will be known as a house of reform for minor violations of the law and the Eddyville prison will retain its present name, there will be no exchange of prisoners. The Board of Control will gradually weed out the worst criminals at Frankfort and have asked the courts when passing sentence on convicted persons to send those of lighter violations of the law there. What the Board of Control is very wisely looking to is to keep the younger victims of the law from coming in contact with the older and more confirmed class of criminals.

will really be the people's building and every man, woman and child should have a brick in it. Not one man in a thousand would do this for his town people.

It is gratifying to note that many have liberally responded to Mr. Metcalfe's call on the people to help—not himself—but themselves. All that he asks is a continuance and he will do the rest.

Some day, when this public-spirited, ever strenuous man has accomplished his task and the passing years have told upon his zeal for others, when old Hopkinsville has become what he wants to see it, he will be pointed out as one of the men who helped to make Hopkinsville what it is. Surely such a citizen will be honored and the tireless energies of his young manhood, spent for the upbuilding of the town and his desire to improve the opportunities of all, will be appreciated, and "The Avalon" will stand as a monument to his industry and pluck. Yes, we say pluck, for if he did not have this element of success of immeasurable quantity in his make-up, he never would have undertaken what he soon is to accomplish.

He has had his struggles in getting a start in the world, but these struggles have made a man of him. Difficulties and discouragements have often blocked his way, but his inherent strength of character and indomitable will power have always swept them away. All who help him help themselves. Handing him \$5 or \$10 is simply helping yourself, with compound interest, for he gives you back full value and you, in a sense, become a partner in "The Avalon."

Away For A Week.

Sanitary Officer W. E. Shanklin is taking his vacation this week and reports for that department should be made direct to the Police Headquarters, telephone No. 33.

Corsets!—Corsets!

An Expert Corset Fitter will be at my store

October 7th, 8th and 9th

with a full line of new models of the celebrated Redfern & Warner Rust-Proof Corsets. You may make an appointment for personal fitting by mail or telephone, or call at your convenience.

SUITS AND CLOAKS.

The new things in Ladies' and Misses' Suits. Ladies', Misses' and Children's Cloaks. Good assortment and prices to suit all. Make my store your stopping place when in the city.

T. M. JONES,

Main Street,

Hopkinsville, Ky.

CITY BANK AND TRUST CO.

CAPITAL STOCK \$60,000.00
SURPLUS..... 95,000.00
TOTAL.....\$155,000.00

WE INVITE YOU

To join us in business.

We can help each other.

We seek in every way to maintain the standard of careful attention to the interests of our customers.

W. T. TANDY, President,
JNO. B. TRICE, Vice Pres.

IRA L. SMITH, Cashier,
J. A. BROWNING, JR., Asst. Cash.

3 PER CENT. INTEREST PAID ON TIME DEPOSITS

Oysters!—Oysters!**THEY ARE FINE!**

Try 'Em!

W. T. Cooper & Co.

**Moss Bros.' Greater
Shows
WILL EXHIBIT THE WEEK OF
October 14-19, Inclusive, at
Baseball Park**

Oh, You Band Concert!
**UNDER THE AUSPICES OF
THE
Third Infantry Band.**
These Shows are for Ladies, Children and Gentlemen.
10 PAY ATTRACTIONS—2 RIDING DEVICES
2 FIRST CLASS FREE ACTS